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BEFORE THE ARIZONA CORPORATION COMMISSION

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JEFF HATCH-MILLER, Chairman
WILLIAM MUNDELL
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AZ CORP COMMISSION
DOCUMENT CONTROL

IN THE MATTER OF THE APPLICATION OF
CORONADO UTILITIES, INC. FOR A
CERTIFICATE OF CONVENIENCE AND
NECESSITY TO PROVIDE WASTEWATER
SERVICE IN PINAL COUNTY, ARIZONA.

DOCKET NO. SW-04305A-05-0086

IN THE MATTER OF THE APPLICATION OF
CORONADO UTILITIES, INC. FOR AUTHORITY
TO ISSUE SHORT AND LONG-TERM DEBT IN
CONNECTION WITH THE ACQUISITION OF
THE WASTEWATER UTILITY PLANT OF BHP
COPPER, INC. AND CONSTRUCTING
IMPROVEMENTS THERETO.

DOCKET NO. SW-04305A-05-0087

PROCEDURAL ORDER

BY THE COMMISSION:

On February 10, 2005, Coronado Utilities, Inc. ("Coronado" or "Company") filed with the Arizona Corporation Commission ("Commission") an Application for an a new Certificate of Convenience and Necessity ("CCN" or "Certificate") to provide wastewater utility service in a portion of Pinal County.

On the same date, Coronado filed an Application for authority to issue a combination of short and long-term debt instruments totaling not more than \$3,300,000, the proceeds of which are intended to finance the acquisition of the wastewater infrastructure.

On February 11, 2005, Coronado filed a Motion to Consolidate the two applications.

On February, 23, 2005, Commission Utility Division Staff ("Staff") filed a Response to the Motion, indicating Staff has no objection to consolidating the two applications.

On March 15, 2005, Staff docketed a letter indicating that the CCN Application meets the sufficiency requirements of the Arizona Administrative Code.

Accordingly, pursuant to A.A.C. R14-3-101, the Commission ~~Arizona Corporation Commission~~ **DOCKETED**
Order to govern the preparation and conduct of this proceeding.

MAR 21 2005

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1 IT IS THEREFORE ORDERED that the applications are consolidated as the issues are
2 substantially related.

3 IT IS FURTHER ORDERED that the hearing in the above-captioned matter shall be held on
4 **June 16, 2005, at 10:00 a.m.** or as soon thereafter as is practical, at the Commission's offices, **Room**
5 **222**, 400 West Congress St., Tucson, Arizona 85701.

6 IT IS FURTHER ORDERED that intervention shall be in accordance with A.A.C. R14-3-105,
7 except that all motions to intervene must be filed on or before **June 1, 2005**.

8 IT IS FURTHER ORDERED that Applicant shall serve public notice of the hearing in this
9 matter, in the following form and style:

10 **PUBLIC NOTICE OF HEARING ON THE**
11 **APPLICATION OF CORONADO UTILITIES, INC.**
12 **FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY**
13 **TO PROVIDE WASTEWATER SERVICE IN PINAL COUNTY**
14 **AND APPLICATION FOR AUTHORITY TO ISSUE**
15 **LONG TERM DEBT**
16 **Docket No. SW-04305A-05-0086**
17 **Docket No. SW-04305A-05-0087**

18 On February 10, 2005, Coronado Utilities, Inc. ("Applicant") filed an application
19 with the Arizona Corporation Commission ("Commission") for a new Certificate of
20 Convenience and Necessity to provide wastewater utility service within an area of
21 Pinal County and an application for authority to issue long-term debt. The
22 Commission has consolidated the applications. If the applications are granted,
23 Applicant will be the exclusive provider of wastewater service in the proposed service
24 territory, and will be required by the Commission to provide service under rates and
25 charges and terms and conditions established by the Commission. The applications
26 are available for inspection during regular business hours at the offices of the
27 Commission in Phoenix, at 1200 West Washington Street, Phoenix, Arizona, and in
28 Tucson, at 400 West Congress St. Suite 218, Tucson, Arizona and at the offices of the
Applicant, [APPLICANT INSERT ADDRESS].

The Commission will hold a hearing on this matter beginning **June 16, 2005, at 10:00 a.m.**, at the Commission's offices, Room 222, 400 West Congress Street, Tucson, Arizona. Public comment will be taken on the first day of the hearing.

The law provides for an open public hearing at which, under appropriate circumstances, interested persons may intervene in the proceedings and participate as a party. You may have the right to intervene in the proceeding. Intervention will be in accordance with A.A.C. R14-3-105, except that all motions to intervene must be filed on or before **June 1, 2005**. Persons desiring to intervene must file a written motion to intervene with the Commission and send such motion to Applicant or its counsel and to all parties of record. The motion must, at the minimum, contain the following:

1. The name, address, and telephone number of the proposed intervenor and of any party upon whom service of documents is to be made if different from that of the intervenor.
2. A short statement of the proposed intervenor's interest in the proceeding (e.g., a customer or potential customer of the Applicant, a shareholder of the Applicant, etc.).
3. A statement certifying that a copy of the motion to intervene has been mailed to the Applicant or its counsel and to all parties of record in the case.

The granting of intervention, among other things, entitles a party to present sworn evidence at the hearing and to cross-examine other witnesses. However, failure to intervene will not preclude any interested person or entity from appearing at the hearing and providing public comment on the applications. You will not receive any further notice of this proceeding unless you request it.

If you have any questions about these applications, or want further information on intervention, you may contact the Consumer Services Section of the Commission at 1200 West Washington Street, Phoenix, Arizona 85007, or call 1-800-222-7000.

The Commission does not discriminate on the basis of disability in admission to its public meetings. Persons with a disability may request a reasonable accommodation such as a sign language interpreter, as well as request this document in an alternative format, by contacting Linda Hogan, ADA Coordinator, voice phone number 602/542-3931, E-mail LHogan@cc.state.az.us. Requests should be made as early as possible to allow time to arrange the accommodation.

IT IS FURTHER ORDERED that Company shall publish the above notice in a newspaper of general circulation within its proposed service territory and shall mail to each property owner in the requested service territory a copy of this notice by first-class U.S. Mail, to begin as soon as possible and to be completed on or before **May 2, 2005**.

IT IS FURTHER ORDERED that Company shall file certifications of mailing and publication as soon as practicable after the mailing has been completed.

IT IS FURTHER ORDERED that notice shall be deemed complete upon mailing, notwithstanding the failure of an individual customer to read or receive the notice.

IT IS FURTHER ORDERED that Staff shall file its Staff Report and associated exhibits to be presented at the hearing on or before **May 18, 2005**.

IT IS FURTHER ORDERED that any objection or response by the Applicant to the Staff Report shall be made in writing and filed on or before **June 1, 2005**.

IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized Communications) applies to this proceeding as the matter is now set for public hearing.

1 IT IS FURTHER ORDERED that the time periods specified herein shall not be extended
2 pursuant to Rule 6(a) or (e) of the Rules of Civil Procedure.

3 IT IS FURTHER ORDERED that the Presiding Officer may rescind, alter, amend, or waive
4 any portion of this Procedural Order either by subsequent Procedural Order or by ruling at hearing.

5 DATED this 16th day of March, 2005.

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8 
9 JANE L. RODDA
ADMINISTRATIVE LAW JUDGE

10 Copies of the foregoing mailed
11 this 16th day of March, 2005 to:

12 Mr. Jay Shapiro
13 Mr. Patrick Black
14 Fennemore Craig, PC
3003 North Central Avenue
Suite 2600
Phoenix, Arizona 85012
Attorneys for Coronado Utilities, Inc.

15 Mr. Christopher Kempley, Chief Counsel
16 Legal Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
17 Phoenix, Arizona 85007

18 Mr. Ernest Johnson, Director
19 Utilities Division
ARIZONA CORPORATION COMMISSION
1200 West Washington Street
20 Phoenix, Arizona 85007

21 ARIZONA REPORTING SERVICE, INC.
22 2627 N. Third Street, Suite Three
Phoenix, Arizona 85004-1104

23
24 By: 
25 Juanita Gomez
26 Secretary to Jane L. Rodda
27
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